



10/6/05

## FINAL PASSAGE

### **SB 444 (McManus)**

SB 444 would prohibit an unauthorized person from selling, furnishing, or possessing the patch or uniform, or a facsimile of the patch or uniform, of a law enforcement agency. This would be in addition to the current prohibition against selling, furnishing, or possessing the badge, or a facsimile of the badge, of a law enforcement agency. The bill also would prohibit wearing, exhibiting, displaying, or using a badge, patch, or uniform, or facsimile of those items. The bill would limit current exceptions that apply to a retirement badge or the badge of a deceased officer, and add an exception for a person engaged in the theatrical profession. In addition, the bill would prohibit a person from wearing or displaying the emblem, insignia, logo, service mark, or other law enforcement identification of any law enforcement agency, or a facsimile of those items, if the person represented himself or herself to another person as being a peace officer or if the wearing or displaying of the item would lead a reasonable person to believe falsely that the law enforcement agency was promoting or endorsing a commercial service or product or a charitable endeavor.

- *Committee 1 (S-1) was adopted. (9/29)*
- *McManus 1A-C (S-1) were adopted.*
- *SB 444 was moved to 3<sup>rd</sup> Reading.*
- **SB 444 passed [RC 452: 38 yes, 0 no].**

### **SB 657 (Goschka)**

SB 657 would dissolve the Saginaw County Board of Auditors by both repealing an outdated law and abolishing the board in statute. The Saginaw County Board of Auditors oversees the county's public works budget and evidently is the only county board of auditors still operating in Michigan.

- *Committee 1 (S-1) was adopted. (9/29)*
- *SB 657 was moved to 3<sup>rd</sup> Reading.*
- **SB 657 passed [RC 454: 38 yes, 0 no].**

### **SB 668 (Van Woerkom)**

### **SB 669 (Stamas)**

Support: Michigan Food Processors Association, Michigan Sugar Cooperative, Michigan Milk Producers, Michigan Farm Bureau, Potato Growers of Michigan, Michigan Agribusiness Association.

Oppose: Michigan Environmental Council.

SB 668 states that until Michigan institutes its own generally accepted fruit, vegetable, dairy product and grain processing practices, a food processing plant is not creating a nuisance if it is in compliance with federal and state air/water quality laws. Additionally, if the investigation found the plant was operating in compliance with the laws, the plant would have a presumption of innocence in court.

- *Committee 1 (S-1) was defeated.*
- *Van Woerkom 2 (S-2) was adopted.*
- *SB 668 was moved to 3<sup>rd</sup> Reading. (10/5)*
- **SB 668 passed [RC 455: 38 yes, 0 no].**

SB 669 states that a nuisance complaint cannot be brought to court until all administrative remedies have been exhausted. The substitute also states that if there are no generally accepted practices for food processing plants, the Department of Environmental Quality will assess if the plant is operating in compliance with federal and state air/water quality laws.

- *Committee 1 (S-1) was defeated.*
- *Van Woerkom 2 (S-2) was adopted.*
- *SB 669 was moved to 3<sup>rd</sup> Reading. (10/5)*
- **SB 669 passed [RC 456: 36 yes, 0 no].**

**HB 4852 (Casperson)**

**HB 4857 (LaJoy)**

**HB 4858 (ANDERSON)**

HB 4852, HBs 4857-58 would revise state transportation laws comply with federal law. If the bills are not signed into law by October 1, 2005, Michigan could lose approximately \$8 million in federal funds.

Support: Michigan State Police, Michigan Department of Transportation, Michigan Trucking Association.

Oppose: Michigan Farm Bureau -- Farm bureau is upset about removal of a provision allowing a 16-year old to be qualified as a commercial motor vehicle operator when driving farm vehicles.

HB 4852:

- *Committee 1 (S-2) was adopted.*
- *HB 4852 was moved to 3<sup>rd</sup> Reading. (10/5)*
- **HB 4852 passed with IE [RC 457: 38 yes, 0 no].**

HB 4857:

- *HB 4857 was moved to 3<sup>rd</sup> Reading. No amendments. (10/5)*
- **HB 4857 passed with IE [RC 458: 38 yes, 0 no].**

HB 4858:

- *Committee 1 (S-2) was adopted.*
- *Gilbert 1A (1 amend) was adopted. Technical change to correct drafting error.*
- *Garcia 1B (1 amend) was adopted.*
- *HB 4858 was moved to 3<sup>rd</sup> Reading. (10/5)*
- **HB 4858 passed with IE [RC 460: 38 yes, 0 no].**

## **HB 4938 (Hune)**

HB 4938 requires a medical examiner to enter into an agreement regarding the donation of organs and tissues with the federally designated organ procurement organization and the eye and tissue organization that coordinates the recovery and allocation of anatomical donations in that county.

- *Committee 1 (S-1) was adopted. (9/29)*
- *HB 4938 was moved to 3<sup>rd</sup> Reading.*
- **HB 4938 passed with IE [RC 453: 38 yes, 0 no].**

## **HB 5094 (Kolb)**

HB 5094 would postpone the sunset on air emissions fees for two years. The fee is scheduled to expire on September 30, 2005. The bill would delay the sunset to September 30, 2007, without changing the fee cost. The current air emissions fees generate annual revenue of approximately \$11.3 million and the restricted fund has a balance of \$4.4 million. The Department of Environmental Quality estimates total annual expenditures for the next two fiscal years to be \$28.9 million, which is \$1.9 million greater than anticipated revenue collections.

- *HB 5094 was moved to 3<sup>rd</sup> Reading. No amendments. (10/5)*
- **HB 5094 passed with IE [RC 459: 38 yes, 0 no].**

## **THIRD READING**

### **SB 457 (Cropsey)**

SB 457 would convey three parcels of property in Ionia County to the County of Ionia. The property currently is under the jurisdiction of the Department of Corrections. All three parcels would be conveyed to the county for a total of \$1. The property would have to be used exclusively for the purpose of a public park.

- **SB 457 was moved to 3<sup>rd</sup> Reading. No amendments.**

## **RESOLUTIONS**

### **SCR 33 (Cropsey)**

A concurrent resolution to urge the Michigan Supreme Court to issue a temporary restraining order to prevent the spending of taxpayer monies to fund benefits for homosexual unions until the court has ruled on the constitutionality of this issue.

- **SCR 33 was adopted [RC 461: 22 yes, 16 no].**